

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF YAVAPAI

DIVISION: 6

HON. THOMAS B. LINDBERG

CASE NO. P1300CR20081339

JEANNE HICKS, CLERK

By: Rachel Roehe, Deputy Clerk

DATE: May 6, 2010

**FILED**

DATE: May 6, 2010

5:21 O'Clock P.M.

JEANNE HICKS, CLERK

BY: Rachel Roehe

Deputy

**TITLE:**

STATE OF ARIZONA

(Plaintiff)

vs.

STEVEN CARROLL DEMOCKER

(D-1)

**COUNSEL:**

Yavapai County Attorney (e)

(For Plaintiff)

John Sears (e)

Larry Hammond & Anne Chapman (e)

OSBORN MALEDON, P.A.

(For Defendant)

**HEARING ON:**

Jury Trial / Jury Selection – Day 3

**NATURE OF PROCEEDINGS**

**COURT REPORTER**

Lisa Chaney & Roxanne Tarn

**START TIME: 8:27 a.m.**

**APPEARANCES:** Joseph Butner, Deputy County Attorney  
Jeff Paupore, Deputy County Attorney  
Steven DeMocker, Defendant  
John Sears, Counsel for Defendant  
Larry Hammond, Counsel for Defendant  
Anne Chapman, Counsel for Defendant

The Court provides messages from jurors, some of which have been excused by the Court. The Court directs that these messages be sealed in the Court's file, as they contain personal information about the jurors.

Discussion takes place with regard to juror numbered [REDACTED] on the seating chart, [REDACTED].

Defense Counsel provides the Clerk with a set of 3 CDs to be marked as an exhibit. The exhibit, numbered 2217, is admitted for purposes of the jury selection process and not as evidence for the jury.

Discussion takes place with regard to preliminary jury instruction issues.

Discussion takes place with regard to the number of alternate jurors and the number of preemptory challenges.

Defense Counsel requests to increase the strike pool. The request is **DENIED**.

The Court excuses juror numbered [REDACTED] on the seating chart, [REDACTED] for hardship.

Discussion takes place with regard to the request for coffee for the Defendant.

~\*~\*~\*~\*~ Recess – 8:41 a.m. ~\*~\*~\*~\*~

At 8:49 a.m., Court reconvenes with the presence of all parties previously present. The jurors are not present.

At 8:53 a.m., the following seven jurors are called to the jury box.

The Court addresses the jurors and reads a statement of the case.

At 9:06 a.m., the seven jurors called to the box are sworn.

[REDACTED] is examined on *voir dire*. The juror is admonished and advised that she remains subject to recall. The juror exits the Courtroom.

[REDACTED] is examined on *voir dire*. The juror is admonished and advised that he remains subject to recall. The juror exits the Courtroom.

Defense Counsel requests that the Court strike this juror for cause. The Court **GRANTS** the motion to strike the juror for cause.

[REDACTED] is examined on *voir dire*. The juror is admonished and advised that he remains subject to recall. The juror exits the Courtroom.

Defense Counsel requests that the Court strike this juror for cause. The Court **GRANTS** the motion to strike the juror for cause.

~\*~\*~\*~\*~ Recess - 10:15 a.m. ~\*~\*~\*~\*~

At 10:30 a.m., Court reconvenes with the presence of all parties previously present. The jurors are not present.

[REDACTED] is examined on *voir dire*. The juror is admonished and advised that she remains subject to recall. The juror exits the Courtroom.

Counsel for the State requests that the Court strike this juror for cause. The Court **GRANTS** the motion to strike the juror for cause.

Discussion takes place with regard to the jurors scheduled for the remainder of today.

[REDACTED] is examined on *voir dire*. The juror is admonished and is excused for hardship.

[REDACTED] is examined on *voir dire*. The juror is admonished and advised that he remains subject to recall. The juror exits the Courtroom.

Counsel for the State requests that the Court strike this juror for cause. The Court **GRANTS** the motion to strike the juror for cause.

[REDACTED] is examined on *voir dire*. The juror is admonished and advised that he remains subject to recall. The juror exits the Courtroom.

Upon request of Counsel, jurors numbered [REDACTED] and [REDACTED] on the seating chart, [REDACTED] and [REDACTED] are excused as jurors in this matter for cause.

Discussion takes place with regard to juror numbered [REDACTED] on the seating chart, [REDACTED]. The Court defers a decision with regard to striking that juror until after lunch.

~\*~\*~\*~\*~ Recess - 12:13 p.m. ~\*~\*~\*~\*~

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At 1:29 p.m., Court reconvenes with the presence of all parties previously present. The jurors are not present.

Discussion takes place with regard to the jurors scheduled for this afternoon.

Upon agreement of Counsel, juror numbered [REDACTED] on the seating chart, [REDACTED], is excused for hardship.

At 1:46 p.m., the following five jurors are called to the jury box.

[REDACTED] [REDACTED] [REDACTED]

The Court addresses the jurors and reads a statement of the case.

At 2:01 p.m., the five jurors called to the box are sworn.

[REDACTED] is examined on *voir dire*. The juror is admonished and is excused for hardship.

[REDACTED] is examined on *voir dire*. The juror is admonished and is excused for hardship.

[REDACTED] is examined on *voir dire*. The juror is admonished and advised that he remains subject to recall.  
The juror exits the Courtroom.

Defense Counsel requests that the Court strike this juror for cause. The Court **DENIES** the motion to strike the juror for cause.

[REDACTED] is examined on *voir dire*. The juror is admonished and advised that he remains subject to recall.  
The juror exits the Courtroom.

[REDACTED] is examined on *voir dire*. The juror is admonished and advised that he remains subject to recall.  
The juror exits the Courtroom.

**END TIME: 5:21 p.m.**

cc: VS (e)  
Jury Commissioner (re: excused jurors)  
Dean Trebesch (Contract Administrator) (PD) (e)  
Division 6  
YCSO (e)  
John Napper, Counsel for Renee Girard (e)  
Christopher DuPont, Trautman DuPont PLC, 245 W Roosevelt, Ste. A Phoenix, AZ 85003,  
Counsel for Victims Charlotte and Katherine DeMocker